

Senate File 2250

H-8187

1 Amend Senate File 2250, as passed by the Senate, as  
2 follows:  
3 1. By striking everything after the enacting clause  
4 and inserting:  
5 <Section 1. NEW SECTION. 714.3A Aggravated theft.  
6 1. A person commits aggravated theft when the  
7 person resists or obstructs another person attempting  
8 to detain the person after the person has removed  
9 property which has not been purchased from a store  
10 or mercantile establishment, either on the premises  
11 or outside the premises of the store or mercantile  
12 establishment.  
13 2. a. A person who commits aggravated theft is  
14 guilty of an aggravated misdemeanor.  
15 b. A person who commits aggravated theft, and who  
16 has previously been convicted of an aggravated theft,  
17 robbery in the first degree in violation of section  
18 711.2, robbery in the second degree in violation of  
19 section 711.3, or extortion in violation of section  
20 711.4, is guilty of a class "D" felony.  
21 3. In determining if a violation is a class "D"  
22 felony offense the following shall apply:  
23 a. A deferred judgment entered pursuant to section  
24 907.3 for a violation of any offense specified in  
25 subsection 2 shall be counted as a previous offense.  
26 b. A conviction or the equivalent of a deferred  
27 judgment for a violation in any other states under  
28 statutes substantially corresponding to an offense  
29 specified in subsection 2 shall be counted as a  
30 previous offense. The courts shall judicially notice  
31 the statutes of other states which define offenses  
32 substantially equivalent to the offenses specified  
33 in this section and can therefore be considered  
34 corresponding statutes.>  
35 2. Title page, lines 1 and 2, by striking <robbery  
36 in the third degree> and inserting <aggravated theft>

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STRUYK of Pottawattamie